App F. IX-4

Previous References 193 O. (Nilgiri) **File No.** 187-3

Serial Nos. 1 — 8

Later References.

see 152-34-1 2

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 8

Part B for March 1934

SUBJECT.

Rules regulating the conduct of sales in respect of revenue yielding items of land substitutions

To the Member Commissioner Revenue Commissioner Deputy Commissioners Districts

WD 01965—GPB—15,000—7-7-34

No 1233-43 of 10/13-3-34

Approves of the rules

General and Revenue Secretariat | File No. 187- 30 ~~207~~ of 19~~28~~.

Serial No.

Letter No 1529/28-9 dated the 27th June / 1st July 1930 from the Inspector General in Burma forwarding for approval a memo. explaining the rules to be prescribed for the conduct of sales of personal items yielding pensions to Burma ministrations.

The draft rules in question were called for in this office letter dated the 13th Oct 1922.

Sent for orders. The draft rules appear to be suitable for adoption.

C.S. MSK
7/7/30

H. Secy
7.7.30

What is the authority for the Rule I. Kindly note a little more on this subject before we pass orders

Note—Contn Sheet

Serial No.

5
26 Not arguing / Submitted for approval. Govt have all along been averse to the admit the claim of Aboldars of Devadaya lands to Kadian tenancy

C.G.M.S.R.
24/10/30

Law Secy

25.10.30.

I/c RRD

R. 4/11
S/14

I/c Issue

6.11.30.

2 Letter No 1055 dated the 7th Nov 1930 to the Immigration Commr enquiring under what provision of law or standing order, the sale of Kadian tenancy rights in Devadaya inc. lands is prohibited as no question of Kadian tenancy could practically arise in respect of land

L & REV. SECRETARY
7-11-30

Note—Contn Sheet

WD 02328 – GPB— 10,000—22 4 30

eneral and Revenue Secretariat | File No. 181 of 193 0.

Serial No.	
3	Letter No 1549/28-29 dated the 7th/12th January 1931 from the Kurnool Commissioner reporting that there are several cases in which sanction of Govt has been accorded to sell the Kadirim tenancy rights of Devadaya inam lands, that this is permissible under Sec 9 cl 2 of the R & E. Endowments Regulation and that the rules are intended to lay down the procedure to be followed in disposing of the rights in such cases and after sanction of Govt in each case.
	Before orders of the Board as per para 4 of the rules I enquire. Submitted for orders.
	(H. Seey) 17/4/31
	19.1.31
	I should like the office brought up to date.
	19/5/31
	Put up as per personal discussion.
	30/4/31

The Kurnool Commissioner may further report as to the number of cases in which sanction has been accorded to sell Kadirim tenancy rights and the number of cases still pending.

NOTE—Contn Sheet

WD 02533—30,000—GPB—8[illegible]30

Secy's 3 File No. / 8 / of 1930 | General and Revenue Secretariat

D.O. letter No 1712 D/ 31-1-31 from the Asst Comm, Mayurbhanj requesting to furnish certain additional information in matter.

(letter D/ No 1849/28-29 D/ 28/29 .7.32 S

Furnishes the information asked for above.

Secy's orders thereon.

Put up reference please

(Sd) Bom
29.7.32

Submitted with reference. (No 1989-1900 Mus 217-29-6 D/ 29.3.30 & G.O. No: 200-1 D/ 30.7.29 Mus 110-29-6 with his file re Lands, Forests & Land Revenue subjects

8/32 Recd.

Rules

The rules framed by the Asst. Comm. with his letter D/ 1.7.30 may perhaps be adopted with the modifications suggested by the Asst Comm in his letter D/ 12.1.31.

15) The copies of the cases referred to by the Asst Comm in his D.O. of 29.7.32 are put up for kind perusal.

30/8/32

Asst Secy)

1605 p 93

[App. F. III—2

General Revenue Secretariat — File No. 187 of 193 0.

Serial No.

SEC... 859 ... 8 SEP 193... REVENUE BRANCH.

117 Law

Revenue Branch, with Compliments (in the first instance with reference to para (16).

Keen 8/9/32

Govt Advocate 8/9

Law

The proposed rules appear to be suitable and may be adopted (Sec') 2 8/9/32

D 15-9

15/9/32

(To Govt Advocate with Compliments)

Govt Advocate 15/9

Law Section with Compliments, with reference to para 16 supra.

Keen 15/9/32

21

G 15/9

Forwarded with compliments to the Govt Advocate for favour of scrutiny of the Rules proposed and the forms of Notice of Sale put up and for advice.

B.O.

Bhaskara Rao
for Secretary to Govt
6/10/32

for 6/9/32
12/10/32
Govt 468/32—33
dy 12/10/32

SECRETARY'S GENERAL Law No.

Returned with compliments.

In the classification of sales, No. II -"sale of lease lands etc.," seems to be unnecessary as it is included in No. III.

Form

II - sale of lease lands & sale of house & buildings
III

NOTE—Contn Sheet.

170—GBPM—60,000—13-8-31

File No. of 193 | Gen evenue Secretariat

24/ Form of Notification B -- in para (11) it may be mentioned that 'such loss shall be recoverable as arrears of land revenue'.

25 I have made some alterations in pencil in the draft with respect to Rule I, as the clause suggested by the Muzrai Commissioner in his letter dated the 12th January 1931 seems to be unsuitable. The rules are otherwise in order and may be adopted.

M Narayana Rao
Government Advocate.
23-11-1932.

H.

26

1) The term Kadim tenancy in the I item does not seem to be very correct & appropriate. Kadim tenancy has a special significance under the Land Revenue Code. The kind of lease referred in this rule seems to be a lease on a perpetual tenure or a permanent tenancy as distinguished from a lease for a term of years mentioned under II item. The words 'permanent tenancy' may be substituted for 'kadim tenancy'. [illegible]

2) Rule II relates to Sale of lease lands & rule III to sale of buildings etc. Consequently under item III the word "lands" may be omitted.

The forms in App. B may be

General and Revenue Secretariat | File No. | of 193

Serial No.

adopted in regard to sale of lease of lands with suitable changes.

(3) In para 9 of the conditions in form 5 the words "All arrears of rent due shall be recoverable as an arrear of land revenue may be added

GENERAL SECRETARIAT
5 DEC. 1932
No.

Genl Secy)

6 3/12/32

Fin'l Secy
with compts

2nd
17/12
16/12

WD 5/1

28/ If appd, a draft G.O. approving the recommendation of the M.C., as amended by the Govt Advocate and the Law Branch, will be submd for consideration

M.
16/1/33

Fin Secy)

88
16/1/33

M 18/1/33

30 Draft G.O. submd

M. Dw
21/2/33

Please see remarks on draft
2/3/33

31 Resubmitted with a clean copy of the appendix

M. Dw
1/3/33

Fin Secy)

Draft for appn
4/3/33

M 11.4.33

12/4

OFFICE OF THE FIRST
12 APR. 1933
No. 675/2

NOTE—Contn. Sheet.

35

I do not think the rules proposed are suitable. They are rather rigid and do not provide for the varying conditions of different institutions. Any procedure laid down would apply only to cases of Muzrai institutions under the direct management of Government.

36 Cases of permanent tenancy should be extremely rare and they should generally be discouraged. It is not, therefore, necessary to frame a set of rules for regulating leases of permanent tenancy as if they were common. No provision on account of the few rare cases of such tenancy need be made in these rules.

37 As regards leases of lands, there should be rules now for regulating them. We had better refer to them and see in what respects they require improvement.

~~Some classification of the cases is necessary~~

38 The cases of buildings owned by Muzrai institutions to be leased out, are very rare. No elaborate procedure for renting them out is necessary. Some discrimination will have to be exercised in regard to tenants that could be permitted to occupy buildings belonging to Muzrai institutions and it is not desirable, therefore, ~~for this reason also~~ by public auction the to offer tenancy of such buildings to be taken up by any one.

39 I believe the right of collecting Jatra fees, Mudi and Kanike fees, manure, etc., is being auctioned now in most cases. The procedure now followed may be ascertained and if it is defective in any respect, necessary modifications may be made in it.

40 As regards sale of jaggery, rice, salt, etc., I do not think any elaborate procedure of advertisement

Serial No.

is called for. What is necessary is that these materials should be sold on the occasion when they can fetch the best price and under the supervision of the highest temple or Muzrai authority whose presence can be secured at the time of their disposal. These articles have, of course, to be sold before they deteriorate and lose in their value.

41 As regards sale of gold, silver and other articles and cloths, there should be some procedure now in force for their disposal. We had better ascertain what it is and see in what respects it requires improvement.

42 As far as possible, the object of the rules should be to decentralise powers and secure expeditious disposal of business. The sale conducting and confirming authorities should be defined and their powers made as wide as possible.

Rg 13/4/33

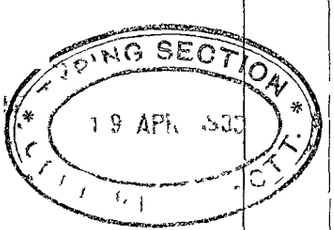
Muz(C) 13/4/33

8/15/4

43

Draft sub mo 18/4

44 8/18/4



Letter No. 1695 of 21/4/33 to the Muzrai Commr. Calling for information as above.

NOTE—Contn Sheet.

WD 70—GBPM—60,000—13-8-31

Rules for the Sale of properties belonging to Museum &c

W.F. File No. 1 & of 1930.

General and Revenue Secretariat

Letter No C 1574 dated 11.1.1934 from the M.C in Mysore submits a draft revised Rules, revised in accordance with the observations made by Govt

45 The draft Rules now sent by the M.C have been revised by him in the light of the observations made by Govt at paras 35-42 of the Notes above. Cases of permanent tenancy ~~and~~ and of the lease of buildings have been omitted therein as directed No fresh rules are proposed therein regarding the sale of unsaleable jewels of Museum Institutions in view of the Rules already framed by Govt therefor in G.O. dated the 1st April 1932. As regards the leases of lands and the sales of the right of collecting Dakka fees etc the existing orders are indicated to be followed and such supplementary instructions are embodied therein as are considered necessary by the M.C

46 Subd for orders whether the Revised Rules may not be approved now

47 Reference paras 35-42 supra

48 This may be referred to the Rev & Land Branches for remarks

18/1/34

21/1/34

Dy Secy)

Rules for sale of Properties belonging to Muyyai Institutions

General and Revenue Secretariat | File No. | of 193 | [App. F. III—2

Serial No.

50 Revenue Branch with Compts thereon

24/1/34

2478

Subd. 51)
24/1 Rule 9 — "the sale of jatra fees will be invariably held by the Sub-Division Officer subject to confirmation by the Dy. Commr....." This Rule may be made to apply in the case of major muyrai institutions In the case of minor institutions the Amildar may conduct the sale of jatra fees subject to confirmation by the S.D.O If approved the Rule may be amended suitably The other Rules proposed appear to be suitable and call for no remarks

Dev: Secy.)

23-1-34

First Member.

52) 23/1/34 24/1

53) This has been submitted to the Second Member

25/1/34

Second Member.

52) 25/1/34 25/1

The revised rules seem suitable & may be appd —

NOTE—Contn sheet

WD 0434—GPB—15,000—12-10-33

Asst Secy Laws Deptt Asst Compts)

13/2

OFFICE OF THE NOIL
26 JAN. 1934
No 5651

SECOND M 3 Y Br ICU OIL
26 JAN. 1934
NO. 2476

Rules for the Sale of properties belonging to Mys Durbars

Mys File No. 187 of 1930.

General and Revenue Secretariat

Serial No.

53) The rules proposed are not rules framed under the provisions of any Regulation. They were, I think, intended to serve the purpose of instructing and guiding the officers concerned in the matter of holding sales etc in the Mur: Depts: The rules appear to be quite all right for this purpose and may be adopted.

Asst Secy Mz
with Compts
MG
24/2/34

305
Law

56) Put up draft for approval as per Members orders
24/2

262

57) A draft G.O. approving is put up.
7/3

TYPING SECTION
8 MAR 193
GEN

1/3/34

233-43 Dt 13.3.1934
To Municipal Comm in Mysore
" Revenue Comm "
" Comptroller to Govt
" Deputy Comm Kolar Dists

Approval of the Rules submitted by the M.C in 7 sheets

proc Lets
26/3/34

3/4/34

M. C. 13]

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

Bangalore, 27th June *1930*

2 JUL No. 1549

muzrai 207-22 187-30-1

GENL. & REV. SECTT. 2 JUL 1930

FROM

Rajakaryapravina
P. G. D'SOUZA, ESQ., B.A., B.L.,
Muzrai Commissioner in Mysore.

To

Rajasevaparayana
B. Srinivasa Iyengar, Esq., B.A., B.L.,
Secretary to the Government of His
Highness the Maharaja of Mysore,
Financial Department.

SIR,

With reference to Government Order No.1537-8/Muz.207-21-/1 dated the 13th October 1922, and subsequent reminders, I have the honor to enclose for approval a memo regarding the rules to regulate the conduct of sales of several items yielding -------- revenue to Muzrai institution with 3 forms appended thereto.

I have the honor to be,

Sir,

Your most obedient servant,

Muzrai Commissioner.

ppendix F (

UBJECT.....

.....

.....

Section Inspn

File No. ~~267~~ - 22

Serial No. 1827-30

No. 2

'S'

Diary No. of letter replied to.....29.....

General and Revenue Secretariat
(Inspn)
the *193*

To

The Inspn Comm
in Mysore, Bangalore

Date of issue.....7/11/30.....

Signed by.....V. S. Sastri.....

Sir

With reference
to your letter No 1529
28-29 dated the 27th
June / 1st July 1930
forwarding for
approval a memo
regarding the rules
to regulate the
Conduct of pals
of Revenue Officers
holding Crown

List of enclosures.....

Copied by.....

Examined by.....

WD 02559—GPB—25,000—25 6-30

Muz 207-22
187-30-2

7th Nov. 1930

The Muzrai Commissioner in Mysore,
Bangalore.

With reference to your letter No.1549 of 1928-29 dated the 27th June/1st July 1930 forwarding for approval a Memo regarding the rules to regulate the conduct of sales of several items yielding revenue to Muzrai institutions, I am directed to enquire under what provision of law or standing order the sale of Kadim tenancy rights in Devadaya Inam lands is proposed, as indicated in Section (1) of the Draft Rules, as no question of Kadim tenancy would possibly arise in respect of such lands.

I have the honor to be,
Sir,
Your most obedient servant,
V Subrahmanyasastri
for Secretary to Government,
Law Department.

C.R.G.

I am directed to enquire
under what provision
of law or standing
order the sale of
Kadim tenancy rights in
Devadanya inam
lands is ~~prohibited~~
proposed, as indi
cated in Section
(1) of the ~~Order~~ draft
rules, as no question
of Kadim tenancy could
possibly arise in respect
of such lands.

I have &c

25.10.30.

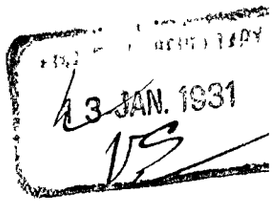
To Secretary to Govt
Revenue
24/10.

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE,

Bangalore, 7th January 1931.

12

FROM Y. Narasinga Rao, Esq., B.A., B.L.,
~~Sri Raja Gopalachariar, Esq.,~~,
Muzrai Commissioner in Mysore.



In charge.

To

Rajasevaparayana
B. Srinivasa Iyengar, Esq., B.A., B.L.,

Secretary to Government of His Highness
the Maharaja of Mysore,
Financial *Department.*

Mus 187-30-3

SIR,

With reference to your letter No.1055/Muz.207-22 dated -- the 7th November 1930 enquiring under what provision of law or order - the sale of Kadim Tenancy rights in Devadaya Inam lands is proposed, I have the honor to state that there are several cases in which the ---- sanction of Government was obtained to sell the kadim tenancy rights of Devadaya Inam lands when it was found after local enquiry that ther was no other way of deriving any income from the particular Devadaya Inam land and this is permissible under Sec.9 cl.2 of the Religious & Charitable endowments Regulation. The proposed rules are intended to lay down the procedure to be followed in disposing ofthe right in such cases only after obtaining the necessary sanction of Government in each case.

As this rule relates to a few special cases the present rule may be put at the end by adding the following to the rule now proposed under rule I.

"No Kadim tenancy can be created in respect of any Devadaya lands except with the sanction of Government. Where such previous ---- sanction ~~of~~ has been duly obtained in exceptional cases the land will be disposed of in accordance with these rules."

With the above addition and alteration the rules may be --

kindly

kindly approved.

I have the honor to be,

Sir,

Your most obedient servant,

Muzrai Commissioner
In Charge.

Appendix F G—1

SUBJECT.....

.....

.....

Diary No. of letter replied to 994

Section Inungoor

File No. 187-30

Serial No. 17128.4

DD No.

General and Revenue Secretariat
(Inungoor)
the 193 .

To

Sir

Dear Sir Inungoor

Please see Para 1 of Inungoor Commrs. letter No 1524/28-9 dated the 7th/12th Jan 1931, intimating that there are several cases in which Govt have sanctioned the sale of Kadir tenancy rights of Devadaya Inam lands.

I shall feel obliged if the Number & date of a Correct

Date of issue 31.1.1931

Signed by Dr. V. S. Sastri

List of enclosures.....

Copied by.....

Examined by.....

over

...ntinuated to me to fun.
...eed with the ...isional
...of the ...rmi defence.
Information about
...ases in which Govt or the Chief Co...
...have, in recent years, sanctioned
withheld
withheld or set aside
such rights may
also be kindly furnished,
as these are not
readily accessible
in this office
Yours Sincerely

Asstt Reg., Imperial
Poona.

To Re. A. No. ...member the Registrar
Govt to Imperial Courts
Bangalore

C.C.
30/VI/'[illegible]

Mg 187-30

OFFICE OF THE MUZRAI COMMISSIONER,
IN MYSORE

Bangalore....28th...J..u..l..y.....193

121

Recd 29/7/32 Put up with papers please

Dear Sir,

160
30 JUL 1932
MUZRAI.

With reference to Mr. V. Subramanya Sastry's D.O. No.1712/Muz. dated 31st January 1931 addressed to R.A. Narasimha Aiyangar and subsecuent reminders ending with your D.O.No.1850/Muz. dated 11th June 1932 calling for a few cases in which kadim tenancy in lands belonging to Muzrai Institutions has been sold, I am desired to refer to the grant of --- Molur temple lands in Kolar Taluk and of certain coffee lands in Kalasa village to Mr.Reeds on permanent tenure sanctioned in Government orders noted in the margin. although I could not lay hands on any other case of the kind, it may be stated --- there is a possibility that we might be compelled in some --- cases, though exceptional, particularly in Malnad, to grant lands on permanent tenancy, and it is in view of the ------- exceptional nature of the occurrence that an amendment has been proposed in this office letter No.1549/28-29 dated 12th January 1931.

G.O.No.200-201/Muz.110-28-6 dated 30-7-29/3-8-29.
& G.O.No.1989-1990/Muz.217-28-6 dated 27/29th March 1930.

d in the above

Yours sincerely,
Ramaiah

B. Lu[illegible]ris Rappa, Esq., B...,
...sistant Secretary to the Govern..ent of
His Highness the Maraja of Mysore,
FINANCIAL DEPARTMENT.

JECT .....

.....

.....

Section Mrg

File No. 187-30

Serial No. 6

y No. of letter replied to .....

No. 1495/Enclosure 1 file.

To

The M. C. in Mysore.

General and Revenue Secretariat

( )

the *193* .

Sir

e of issue 21 - 4 - 33

With reference to correspondence

ending with your letter No. 1549/28-29

ied by Mr. B. Madhava Krishnappa

dated 12/1/31 I am directed to state ~~that~~ as follows:—

~~The~~ draft rules proposed therein to regulate the Conduct of sales of several items yielding revenue to Muzrai Institutions are not suitable. They are rather rigid and do not provide for the varying conditions of different institutions. Any

List of enclosures .....

procedure laid down could apply ~~of~~ only to cases of Muzrai Institutions

Copied by ....

under the direct management of Govt.

Cases of permanent tenancy would

Examined by ....

be extremely rare and they should generally

be discouraged. It is not therefore necessary to frame a set of rules for regulating leases of permanent tenancy as if they were common. No provision on account of the few rare cases of such tenancy need be made in these rules.

As regards leases of lands there should be rules now for regulating them. They may be examined and found out in what respects they require improvement.

The cases of buildings owned by Inzgai institutions to be leased out are very rare. No elaborate procedure for renting them out is necessary. Some discrimination will have to be exercised in regard to tenants that could be permitted to occupy buildings belonging to Inzgai institutions and it is not desirable therefore to offer by public auction the tenancy of such buildings to be taken up by any one.

It is believed that the right of collecting Jatra fees, Inzgai and Kanike fees, manure etc is being auctioned in most cases. The procedure may be examined and necessary modifications may be made in it if it is found defective in any respect.

As regards sale of Jaggery, rice, salt etc

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

no elaborate procedure of advertisement is called for these materials should be sold when they can fetch the best price and under the supervision of the highest temple or muzrai authority whose presence can be secured at the time of their disposal. They should of course be sold before they deteriorate and lose in their value.

There should be some procedure now in force for the ~~disposal~~ sale of gold, silver and other articles and cloths. The procedure should be examined and necessary improvements effected.

The object of the rules should be to decentralise powers as far as possible and secure expeditious disposal of business. The sale conducting and controlling authorities should be defined and their powers made as wide as possible

I am to add Memo:

The rules may be revised

GPB—20,000—7-7-14

light cycles above and resubmitted for consideration

The enclosures are herewith returned.

I have etc.

18/4/33

for Fuel Secy Co Supt

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

FINANCIAL SECRETARIAT,

No. 1495 muz (enclosure 1file) Dated, Bangalore, 19th April 1933.

From

S. SHAMANNA, Esq., B. A.
Financial Secretary to the Government of His Highness the Maharaja of Mysore,

To

S. Hiriannaiya, Esq., M.A., B.L.,
Muzrai Commissioner in Mysore.

Sir,

With reference to correspondence ending with your letter No. 1549 of 1928-29 dated 12th January 1931, I am directed to state as follows:-

The draft rules proposed therein to regulate the conduct of sales of several items yielding revenue to Muzrai Institutions are not suitable. They are rather rigid and do not provide for the varying conditions of different institutions. Any procedure laid down would apply only to cases of Muzrai Institutions under the direct management of Government.

Cases of permanent tenancy should be extremely rare and they should generally be discouraged. It is not therefore necessary to frame a set of rules for regulating leases of permanent tenancy as if they were common. No provision on account of the few rare cases of such tenancy need be made in these rules. As regards leases of lands there should be rules now for regulating them. They may be examined and found out in what respects they require improvement

The cases of buildings owned by Muzrai institutions to be leased out are very rare. No elaborate procedure for renting them out is necessary. Some discrimination will have to be exercised in regard to tenants that could be permitted to occupy buildings belonging to Muzrai Institutions and it is not desirable therefore to offer by public auction the tenancy of such buildings to be taken up by any

28

one. Itis believed that the right of collecting Jatra fees, Mudi and Kanike fees, manure &c. is being auctioned in most cases. The procedure may be examined and necessary modifications may be made in it if it is found defective in any respect.

As regards sale of jaggery, rice, salt &c., no elaborate procedure of advertisement is called for. These materials should be sold when they can fetch the best price and under the supervision of the highest temple or Muzrai authority whose presence can be secured at the time of their disposal. They should of course be sold before they deteriorate and lose in their value. There should be some procedure now in force for the sale of gold, silver and other articles and clothes. The procedure should be examined and necessary improvements effected.

The object of the rules should ~~be to decentralise powers~~ as far as possible, be to decentralise powers and secure expeditious disposal off business. The sale conducting and confirming authorities should be defined and their powers made as wide as possible.

I am to add that the rules may be revised in the light of the above and resubmitted for consideration.

The enclosures are herewith returned.

I have the honor to be,

Sir,

Your most obedient servant,

Financial Secretary to Government.

C.R.G.2.

M C. 13]

No. 6 1549 28-29.

Enc: 2 [illegible]

Mu3 (87-30-7

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE.

Dated, Bangalore,...10th...January... ...1934.

11th

(29)

FROM N. Madhava Rau, Esq., B.A., B.L.,
~~S. HIRIANNAIYA, Esq., M.A., B.L.,~~
Muzrai Commissioner in Mysore.

To

S...Shamanna,.....Sq...,...B.A.,.....
Secretary to the Government of His Highness the Maharaja of Mysore.
.....Financial ..... *Department.*

SIR,

With reference to your letter No.1495 dated 31st March 1933 in the matter of rules to be framed in respect of sale of properties belonging to Muzrai institutions, I have the honor to forward herewith draft revised rules, revised in the light of the observations therein made. Cases of permanent alienation by way of the lease of buildings have been omitted as desired. As regards the procedure proposed in the case of the sale of unserviceable jewels belonging to Muzrai institutions it overrules the [illegible] sanctioned a set of rules therefor in G.O. No.1077-80/Muz.-[illegible] dated 1st April 1932. As regards the leases of lands and the leases of the right of collecting Jatre fees etc., the [illegible] clause has indicated, and such supply [illegible] of houses are considered necessary.

I have the honor to be,

Sir,

Your most obedient servant,

N. Madhava Rau
[illegible]

G.R.S. App. F VI—G 2]

30

SUBJECT .....

.....

.....

6 copies

Diary No. of letter replied to .....

Section Misc
File No. 187-30
Serial No. 8

General and Revenue Secretariat

( )

the 193 .

Proceedings of the Government of His Highness the Maharaja of Mysore.

Date of issue 13-3-1934.

Signed by W B Muddukrishnaiya

Read— 1. G.O.No. 1537-8/Misc 202-23 dated 13.10.1922 forwarding the M.C in Mysore to submit for the approval of Govt a draft set of Rules to regulate the conduct of Sales in respect of several items of Yielding Revenue to Municipal Institutions in the State.

2. Correspondence ending with letter No C 1549/28-29 dated 11.1.1934 from the M.C in Mysore, submitting for approval, a draft set of Rules for holding Auctions Sales in the Municipal Limits

May this be—

(i) printed ?
(ii) treated as a standing order ?
(iii) published in the Gazette, English Part ?
} yes

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

Themles are Order 1233-43
Supplied and appended
to this order.

2/7/3

Mr Ll. Instructs

The M. C in Chief
" Rev. Com
" Comptroller Insp
" Deputy Comm Gen

List of Enclosure.

Copied by

Examined by

WD 73—GBPM—20,000—10-8-31

RULES FOR HOLDING AUCTION SALES IN THE MUZRAI DEPARTMENT.

Lease of lands belonging to Muzrai Institutions.

1. Directions regarding the duration of leases and powers of Muzrai Officers in respect of the ~~auctioning~~ sanctioning of the leases published with the Government Orders.

D	No.517-25/Muz.115-16-8	dated	29-8-1917
H	" 2594-602/Muz.366-18-2	"	25-2-1919
	" 2101/Muz.187-22-2	"	18-1-1923
E	" 1467/Muz.226-26-5	"	22-2-1926
F	" 1933-4/Muz.226-26-6	"	21-4-1928
G	" 236-38/Muz.346-26-5	"	7-8-1929

marginally noted Government Orders should be strictly followed.

2. The sale shall invariably be conducted by the Amildar or Deputy Amildar.

3. A proclamation shall be issued in advance in the form appended in Kanarese (and if necessary in English), specifying the full description of the properties, the time and place of sale and the conditions of the lease.

4. Such proclamation shall be published at least 15 days before the date of sale in the manner prescribed for "Darkhast Sales" under the Land Revenue Law in the following places.

1. At Taluk Headquarters.
2. The village or villages where the properties are situated.
3. The neighbouring villages and
4. Any other place that the Amildar or Deputy Amildar deems fit.

5. The successful bidder should within 10 days of the receipt of intimation of the confirmation of the sale, deposit in advance one year's rent and pay every year's rent regularly before the end of February each year. The advance so paid will be adjusted in the last year of the lease.

6. The lessee will also be required before obtaining from the Amildar, written permission to enter upon the land, to execute at his own cost an agreement on proper stamped paper in the prescribed form and get it registered according to the law in force.

7. The lessee shall not be entitled to any remission of rent (kuta) on any account except under extraordinary circumstances.

Right of collecting Jatra Fees, Kudi, Kanike Fees and Kanuru etc.

8. The form of notification for Jatra Collections has already been prescribed with the approval of Government (vide Financial Secretary's letter No.975/Muz.332-28-7 dated 11/15th November 1928).

9. The sale of Jatra fees will be invariably held by the Sub Division Officer subject to confirmation by the Deputy Commissioner. The sale

other items except when they are included along with Jatra fees will be held by the Amildar and confirmed by the Sub Division Officer.

10. An appeal against the order of the Sub Division Officer or the Deputy Commissioner will lie to the Deputy Commissioner or Muzrai Commissioner, respectively within a fortnight of the orders of confirmation.

Sale of unserviceable clothes, vessels and other moveable articles.

11. The principles laid down in G.O. No.1377-86/Muz.117-30-32 dated 1-4-32 for the examination and disposal of temple jewels should be followed in these cases also, except that no publication in the Gazette is necessary provided that sales of articles of food grains and other perishable articles received from devotees should be held immediately before the highest temple or Muzrai authority whose presence can be secured. The full amount of the purchase money should be recovered as soon as the sale is concluded and the articles delivered to the sale purchaser, a report being made to the Amildar.

Copy

for Muzrai Commissioner

2

for Chief Secretary

925

F O R M.

Form of Proclamation and written notice of sale of the right of cultiva tion of lands belonging to Muzrai institutions for a period of ..... years commencing from .....19 and lasting till .....

Notice is hereby given that the lease of the undermentioned land will be sold by public auction by the Amildar of ..... Taluk as shown below.

The sale will commence at 11 a.m.

Conditions of the Sale.

(1) The sale shall be subject to confirmation by the Deputy Commissioner or by some other Muzrai Officer duly authorised to confirm the sale.

(2) It shall be in the discretion of the Deputy Commissioner or other officer aforesaid, to accept or not to accept the highest bid.

(3) The highest bidder shall have no ground for complaint if the sale be not confirmed or if there be any delay in the confirmation of the sale.

(4) The party who is declared, subject to confirmation of the sale as aforesaid, to be the highest bidder shall be required to deposit immediately 25% of the amount of his bid and in default of such deposit the right of cultivating the land shall forthwith again be put up and sold.

(5) The full amount of the purchase money shall be paid by the purchaser before sunset of the 15th day from that on which the auction takes place or if the said 15th day be a Sunday or other authorised holiday then before the sunset of the first office day after such 15th day.

(6) In default of payment within the said period of the full amount of the purchase money the deposit or such portion of it as the sale confirming offi er deems fit after defraying thereout the expenses of the sale shall be forfeited to Government and the right of cultivating the land shall be resold and the defaulting bidder shall forfeit all claim to ~~the occupancy right~~ the cultivation of the land or to any part of the sum for which it may be subsequently sold.

(7) If the sale is not confirmed the purchaser shall be entitled to receive back his deposit or his purchase money as the case may be.

(8) If the proceeds of the resale which is held by reason of the purchaser's default be less than the price offered by such defaulting bidder the difference shall be recoverable from him by the Deputy Commissioner as an arrear of land revenue.

(9) The successful bidder (lessee) within 10 days of the receipt of intimation of the confirmation of sale deposit in advance one year's rent, and pay every year's rent regularly before the end of February each year. The advance so paid will be adjusted in the last year of the lease.

(10) The lessee will also be required before obtaining from the Amildar written permission to enter upon the land to execute at his cost an agreement on proper stamped paper in the prescribed form and get it registered according to law in force. If the purchaser enters upon the land without such permission being first obtained the occupation will be liable to be treated as unauthorised under Section 59 of the Land Revenue Code.

(11) The purchaser will have no right to any tree or plant standing on such land. The purchaser xxxx shall be responsible for the proper maintenance of the boundary marks.

(12) Before the expiration of the period of this lease if the purchaser fails at any time to pay up the amount of annual rental as agreed to by him the Muzi authorities will have power to resell the right to cultivate the lands and the defaulter shall be liable to make good the loss, if any, sustained by such resale for the remaing period of the lease.

(13) The purchaser shall under no circumstances claim any abatement or remission of the annual rental due by him. He will not be entitled to any incre that may result by a resale.

Schedule.

uk	Hobli	Village	Name of institution.	S.No. and Sub No.	Kind	Jodi and Cesses payable annually to Government.	Date and place of sale.	R e m a r k

Amildar,

..... Taluk.

Copy

For Muzafai Commissioner

For Collector

86

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

Read :—

Government Order No.1537-8/Muz.207-22-1 dated 13th October 1922 requesting the Muzrai Commissioner in Mysore to submit for the approval of Government a draft set of Rules to regulate the conduct of sales in respect of several items yielding revenue to Muzrai Institutions in the State.

2. Correspondence ending with letter No.C.1549/28-29 dated 11th November 1934 from the Muzrai Commissioner in Mysore, submitting for approval a draft set of Rules for holding Auction Sales in the Muzrai Department.

Order No. 1233-43/Muz 187-30-8

Dated, Bangalore, 10th/13th March 1934.

The rules are approved and appended to this order.

for Financial Secretary to Government.

To

The Muzrai Commissioner in Mysore,
The Revenue Commissioner in Mysore,
The Comptroller to Government,
The Deputy Commissioners of Districts.

RULES FOR HOLDING AUCTION SALES IN THE MUZRAI DEPARTMENT.

Lease of lands belonging to Muzrai Institutions.

1. Directions regarding the duration of leases and powers of Muzrai Officers in respect of the sanctioning of the leases

Government Orders.		
No.517-25/Muz.115-16-8	dated	29-8-1917
" 2594-602/Muz.366-18-2	"	25-2-1917
" 2101/Muz.187-22-2	"	18-1-1923
" 1467/Muz.226-26-5	"	22-2-1928
" 1933-4/Muz.226-26-6	"	21-4-1928
" 236-38/Muz.346-28-5	"	7-8-1929

) published with the marginally noted Government Orders should be strictly followed.

2. The sale shall invariably be conducted by the Amildar or Deputy Amildar.

3. A proclamation shall be issued in advance in the form appended in Kanarese (and if necessary in English), specifying the full description of the properties, the time and place of sale and the conditions of the lease.

4. Such proclamation shall be published at least 15 days befor the date of sale in the manner prescribed for "Darkhast Sales" under the Land Revenue Law in the following places.

1. At Taluk Headquarters.
2. The village or villages where the properties are situated.
3. The neighbouring villages and
4. Any other place that the Amildar or Deputy Amildar deems fit.

5. The successful bidder should within 10 days of the receipt of intimation of the confirmation of the sale, deposit in advance one year's rent and pay every year's rent regularly before the end of February each year. The advance so paid will be adjusted in the last year of the lease.

6. The lessee will also be required before obtaining from the Amildar, written permission to enter upon the land, to execute at his own cost an agreement on proper stamped paper in the prescribed form and get it registered according to the law in force.

7. The lessee shall not be entitled to any remission of rent (gutta) on any account except under extraordinary circumstances.

Right of collecting Jatra ccs, Judi, Manike rees and anure etc.

8. The form of notification for Jatra collections has also been prescribed with the approval of Government (vide financial

Secretary's letter No.975/Muz.332-28-7 dated 11/15th November 1929).

9. The sale of Jatra fees will be invariably held by the Sub Division Officer subject to confirmation by the Deputy Commissioner. The sale of other items except when they are included along with Jatra fees will be held by the Amildar and confirmed by the Sub Division Officer.

10. An appeal against the order of the Sub Division Officer or the Deputy Commissioner will lie to the Deputy Commissioner or Muzra Commissioner, respectively within a fortnight of the orders of confirmation.

Sale of unserviceable clothes, vessels and other moveable articles.

11. The principles laid down in G.O.No.1377-86/Muz.117-30-22 dated 1-4-32 for the examination and disposal of temple jewels should be followed in these cases also, except that no publication in the Gazette is necessary provided that sales of articles of food grains and other perishable articles received from devotees should be held immediately before the highest temple or Muzrai authority whose presence can be secured. The full amount of the purchase money should be recovered as soon as the sale is concluded and the articles delivered to the sale purchaser, a report being made to the Amildar.

for Financial Secretary to Government.

F O R M .

Form of Proclamation and written notice of sale of the right of cultivation of lands belonging to Muzrai institutions for a period of .....years commencing from .....19 and lasting till .....

Notice is hereby given that the lease of the undermentioned land will be sold by public auction by the Amildar of .....Taluk as shown below.

The sale will commence at 11 a.m.

Conditions of the Sale.

(1) The sale shall be subject to confirmation by the Deputy Commissioner or by some other Muzrai Officer duly authorised to confirm the same.

(2) It shall be in the discretion of the Deputy Commissioner or other officer aforesaid, to accept or not to accept the highest bid.

(3) The highest bidder shall have no ground for complaint if the sale be not confirmed or if there by any delay in the confirmation of the sale.

(4) The party who is declared, subject to confirmation of the sale as aforesaid, to be the highest bidder shall be required to deposit immediately 25% of the amount of his bid and in default of such deposit the right of cultivating the land shall forthwith again be put up and sold.

(5) The full amount of the purchase money shall be paid by the purchaser before sunset of the 15th day from that on which the auction takes place, or if the said 15th day be a Sunday or other authorised holiday then before the sunset of the first office day after such 15th day.

(6) In default of payment within the said period of the full amount of the purchase money the deposit or such portion of it as the sale confirming officer deems fit after defraying thereout the expenses of the sale shall be forfeited to Government and the right of cultivating the land shall be resold and the defaulting bidder shall forfeit all claim to the cultivation of the land or to any part of the sum for which it may be subsequently sold.

(7) If the sale is not confirmed the purchaser shall be entitled to receive back his deposit or his purchase money as the case may be.

~~(8) If the sale is not confirmed the purchaser shall be entitled~~

(8) If the proceeds of the resale which is held by reason of purchaser's default be less than the price offered by such defaulting bidder the difference shall be recoverable from him by the Deputy Commissioner as an arrear of land revenue.

(9) The successful bidder (lessee) within 10 days of the receipt of intimation of the confirmation of sale deposit in advance one year's rent, and pay every year's rent regularly before the end of February each year. The advance so paid will be adjusted in the last year of the lease.

(10) The lessee will also be required before obtaining from the Amildar written permission to enter upon the land to execute at his cost an agreement on proper stamped paper in the prescribed form and get it registered according to law in force. If the purchaser enters upon the land without such permission being first obtained the occupation will be liable to be treated as unauthorised under Section 5 of the Land Revenue Code.

(11) The purchaser will have no right to any tree or plant standing on such land. The purchaser ~~wixx~~ shall be responsible for the proper maintenance of the boundary marks.

(12) Before the expiration of the period of his lease if the purchaser fails at any time to pay up the amount of annual rental as agreed to by him the Kuzrai authorities will have power to resell the right to cultivate the lands and the defaulter shall be liable tomake good the loss, if any, sustained by such resale for the remaining period of the lease.

(13) The purchaser shall under no circumstances claim any abatement or remission of the annual rental due by him. He will not be entitled to any increase that may result by a resale.

Schedule.

Hobli	Village	Name of institution.	S.No. and Sub. No.	Kind	Jodi and cesses payable annually to Government.	Date and place of sale.	Remarks.

Government of his highness the Maharaja of Mysore.

FINANCIAL DEPARTMENT.

G. O. No. 1233-43—Muz. 187-30-8, dated 10—13th March 1934.

Conduct of Sales.

Approves of the Rules to regulate the —— in respect of revenue yielding items in the Muzrai Institutions.

READ—

Government Order No. 1537-8—Muz. 207-22-1, dated 13th October 1922, requesting the Muzrai Commissioner in Mysore, to submit for the approval of Government, a draft set of Rules to regulate the conduct of sales in respect of several items yielding revenue to Muzrai institutions in the State.

2. Correspondence ending with letter No. C. 1549—28-29, dated 11th November 1934, from the Muzrai Commissioner in Mysore, submitting for approval, a draft set of Rules for holding auction sales in the Muzrai Department.

ORDER No. 1233-43—MUZ. 187-30-8, DATED BANGALORE, THE 10—13TH MARCH 1934.

The rules are approved and appended to this order.

S. SHAMANNA,
Secretary to Government,
Financial Department.

To—The Muzrai Commissioner in Mysore.
The Revenue Commissioner in Mysore.
The Comptroller to Government.
The Deputy Commissioners of Districts.

Exd.—C. K.

No. 1233-43—Muz. 187-30-8, dated 10—13th March 1934.

RULES FOR HOLDING AUCTION SALES IN THE MUZRAI DEPARTMENT.

Lease of lands belonging to Muzrai institutions.

1. Directions regarding the duration of leases and powers of Muzrai Officers in respect of the sanctioning of the leases published with the marginally noted Government Orders should be strictly followed.

Government Orders.

No 517-25—Muz. 115-16-8, dated 29th August 1917.
No. 2594-602—Muz 366-18-2, dated 25th February 1917
No 2101—Muz. 187-22-2, dated 18th January 1923.
No. 1467—Muz. 226-26-5, dated 22nd February 1928.
No 1933 4—Muz 226-26-6, dated 21st April 1928.
No 236-38—Muz 346 28 5, dated 7th August 1929.

2. The sale shall invariably be conducted by the Amildar or Deputy Amildar.

3. A proclamation shall be issued in advance in the form appended in Kanarese (and if necessary in English), specifying the full description of the properties, the time and place of sale and the conditions of the lease.

4. Such proclamation shall be published at least fifteen days before the date of sale in the manner prescribed for "Darkhast Sales" under the Land Revenue Law in the following places:—

1. At Taluk Headquarters,
2. The village or villages where the properties are situated,
3. The neighbouring villages, and
4. Any other place that the Amildar or Deputy Amildar deems fit.

5. The successful bidder should within ten days of the receipt of intimation of the confirmation of the sale, deposit in advance one year's rent and pay every year's rent regularly before the end of February each year. The advance so paid will be adjusted in the last year of the lease.

6. The lessee will also be required before obtaining from the Amildar, written permission to enter upon the land, to execute at his own cost an agreement on proper stamped paper in the prescribed form and get it registered according to the law in force.

7. The lessee shall not be entitled to any remission of rent (*gutta*) on any account except under extraordinary circumstances.

Right of collecting jatra fees, mudi kanike fees and manure, etc.

8. The form of notification for jatra collections has already been prescribed with the approval of Government (*vide* Financial Secretary's letter No. 975—Muz. 332-28-7, dated 11—15th November 1929).

9. The sale of Jatra fees will be invariably held by the Sub-Division Officer subject to confirmation by the Deputy Commissioner. The sale of other items except when they are included along with Jatra fees will be held by the Amildar and confirmed by the Sub-Division Officer.

10. An appeal against the order of the Sub-Division Officer or the Deputy Commissioner will lie to the Deputy Commissioner or Muzrai Commissioner, respectively, within a fortnight of the orders of confirmation.

Sale of unserviceable clothes, vessels and other movable articles.

11. The principles laid down in Government Order No. 1377-86—Muz. 117-30-22, dated 1st April 1932, for the examination and disposal of temple jewels should be followed in these cases also, except that no publication in the Gazette is necessary, provided that sales of articles of food grains and other perishable articles received from devotees should be held immediately before the highest temple or Muzrai authority whose presence can be secured. The full amount of the purchase money should be recovered as soon as the sale is concluded and the articles delivered to the sale purchaser, a report being made to the Amildar.

No G. 1233-43—Muz. 187-30-8 dated 10—13th March 1934.

FORM.

Form of proclamation and written notice of sale of the right of cultivation of lands belonging to Muzrai institutions for a period of.. years commencing from ... ...19 and lasting till

Notice is hereby given that the lease of the undermentioned land will be sold by public auction by the Amildar of Taluk as shown below

The sale will commence at 11 A M

Conditions of the sale

(1) The sale shall be subject to confirmation by the Deputy Commissioner or by some other Muzrai Officer duly authorised to confirm the same.

(2) It shall be in the discretion of the Deputy Commissioner or other officer aforesaid, to accept or not to accept the highest bid

(3) The highest bidder shall have no ground for complaint if the sale be not confirmed or if there be any delay in the confirmation of the sale

(4) The party who is declared, subject to confirmation of the sale as aforesaid, to be the highest bidder shall be required to deposit immediately 25 per cent of the amount of his bid and in default of such deposit the right of cultivating the land shall forthwith again be put up and sold

(5) The full amount of the purchase money shall be paid by the purchaser before sunset of the 15th day from that on which the auction takes place or if the said 15th day be a Sunday or other authorised holiday, then before the sunset of the first office day after such 15th day

(6) In default of payment within the said period of the full amount of the purchase money, the deposit or such portion of it as the sale confirming officer deems fit after defraying thereout the expenses of the sale shall be forfeited to Government and the right of cultivating the land shall be resold and the defaulting bidder shall forfeit all claim to the cultivation of the land or to any part of the sum for which it may be subsequently sold

(7) If the sale is not confirmed the purchaser shall be entitled to receive back his deposit or his purchase money as the case may be

(8) If the proceeds of the resale which is held by reason of purchaser's default be less than the price offered by such defaulting bidder the difference shall be recoverable from him by the Deputy Commissioner as an arrear of land revenue

(9) The successful bidder (lessee) within ten days of the receipt of intimation of the confirmation of sale deposit in advance one year's rent, and pay every year's rent regularly before the end of February each year The advance so paid will be adjusted in the last year of the lease

(10) The lessee will also be required before obtaining from the Amildar written permission to enter upon the land to execute at his cost an agreement on proper stamped paper in the prescribed form and get it registered according to law in force If the purchaser enters upon the land without such permission being first obtained, the occupation will be liable to be treated as unauthorised under Section 59 of the Land Revenue Code

(11) The purchaser will have no right to any tree or plant standing on such land The purchaser shall be responsible for the proper maintenance of the boundary marks

(12) Before the expiration of the period of his lease if the purchaser fails at any time to pay up the amount of annual rental as agreed to by him, the Muzrai authorities will have power to resell the right to cultivate the lands and the defaulter shall be liable to make good the loss, if any, sustained by such resale for the remaining period of the lease

(13) The purchaser shall under no circumstances claim any abatement or remission of the annual rental due by him He will not be entitled to any increase that may result by a resale

Schedule

Taluk	Hobli	Village	Name of Institution	S No and Sub No	Kind	Jodi and Cesses payable annually to Government	Date and place of sale	Remarks

WD 1709—GPL—540—25 3 34